

HUMAN SERVICES DEPARTMENT[441]

Notice of Intended Action

Twenty-five interested persons, a governmental subdivision, an agency or association of 25 or more persons may demand an oral presentation hereon as provided in Iowa Code section 17A.4(1)“b.”

Notice is also given to the public that the Administrative Rules Review Committee may, on its own motion or on written request by any individual or group, review this proposed action under section 17A.8(6) at a regular or special meeting where the public or interested persons may be heard.

Pursuant to the authority of Iowa Code section 249A.4, the Department of Human Services proposes to amend Chapter 76, “Application and Investigation,” Iowa Administrative Code.

The proposed amendment will allow staff to use telephone scheduling for interview appointments for Medicaid eligibility determinations. The Department seeks to align policy for scheduling appointments with regulations for the Food Assistance (FA) program and the Family Investment Program (FIP), which both allow appointments to be scheduled via the telephone. This change will result in a more efficient eligibility determination process for applicants who have applied for the FA or FIP program as well as Medicaid.

This amendment does not provide for waivers in specified situations because individuals may request a waiver of any rule under the Department’s general rule on exceptions at rule 441—1.8(17A,217).

Any interested person may make written comments on the proposed amendment on or before April 10, 2012. Comments should be directed to Harry Rossander, Bureau of Policy Coordination, Department of Human Services, Hoover State Office Building, 1305 East Walnut Street, Des Moines, Iowa 50319-0114. Comments may be sent by fax to (515)281-4980 or by E-mail to policyanalysis@dhs.state.ia.us.

After analysis and review of this rule making, no impact on jobs has been found.

This amendment is intended to implement Iowa Code sections 249.3, 249.4, 249A.4 and 249A.5.

The following amendment is proposed.

Amend subrule 76.2(1) as follows:

76.2(1) Interviews.

a. In processing applications for Medicaid for adults, the department may require a face-to-face or telephone interview upon ~~written~~ notice to the applicant. An interview is not required as a condition of eligibility for children.

b. For SSI-related Medicaid for adults, the department may require a face-to-face or telephone interview at the time of review.

c. The department shall notify the applicant ~~in writing~~ of the date, time and method of an interview. This notice shall be provided to the applicant personally ~~or~~, by telephone, by e-mail, by mail or by facsimile. Interviews that are rescheduled at the request of the applicant or authorized representative may be agreed upon verbally, by e-mail, or by facsimile; a written confirmation is not required.

d. No change.